

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

MAIL STOP RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or
plant application filed on or after June 8, 1995



Application Number	09/807,075
Confirmation Number	2214
Filing Date	April 9, 2001
First Named Inventor	Kunio NISHIMURA
Group Art Unit	1754
Examiner Name	Peter J. Lish
Matter Number	Q53366
Title	CARBON MATERIAL FOR CELL AND CELL CONTAINING THE CARBONACEOUS MATERIAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statements (IDS)
- iv. ☒ Petition for Extension of Time
- v. ☐ Other _____

2. MISCELLANEOUS

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months
- b. ☐ Other _____

3. FEES

A check for the RCE statutory fee of \$770.00 and the Petition for Extension of Time fee of \$420.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

CORRESPONDENCE ADDRESS

Direct all correspondence to the address for SUGHRUE MION, PLLC filed under the Customer Number listed below:

11/28/2003 HDEMESS1 00000135 09807075

01 FC:1252

420.00 OP

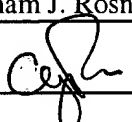
WASHINGTON OFFICE

23373

CUSTOMER NUMBER

SIGNATURE OF ATTORNEY

Name Abraham J. Rosner Registration No. 33,276

Signature  Date November 26, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q53366

Kunio NISHIMURA, et al.

Appln. No.: 09/807,075

Group Art Unit: 1754

Confirmation No.: 2214

Examiner: Peter J. Lish

Filed: April 9, 2001

For: CARBON MATERIAL FOR CELL AND CELL CONTAINING THE
CARBONACEOUS MATERIAL

AMENDMENT UNDER 37 C.F.R. § 1.114(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment is submitted concurrent with the filing of a RCE, together with a Petition for Extension of Time (for two months), extending the time for responding to the outstanding Final Rejection of June 27, 2003, from September 27, 2003, to November 28, 2003 (November 27, 2003 being a federal holiday within the District of Columbia). Review and reconsideration on the merits in view of the following remarks and amendments is respectfully requested.

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